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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

Case: 2:07-cr-20284
Assigned To: Edmunds, Nancy G
Referral Judge: Whalen, R. Steven
Filed: 05-25-2007 At 11:53 AM
INFO USA V DOWNEY (TAM)

VIOLATION: 18 U.S.C. § 1030(a)(5)(A)(I)
(FRAUD AND RELATED ACTIVITY IN
CONNECTION WITH COMPUTERS)

D-1 JASON MICHAEL DOWNEY

Defendant.

_____ /

INFORMATION

THE UNITED STATES ATTORNEY CHARGES:

COUNT ONE

**(18 U.S.C. § 1030(a)(5)(A)(i) – Fraud and Related
Activity in Connection with Computers)**

D-1 JASON MICHAEL DOWNEY

From on or about June 18, 2004 to on or about September 5, 2004, in the Eastern District of Michigan and elsewhere, **JASON MICHAEL DOWNEY**, also known as "Nessun", defendant herein, who was then the owner of the "Rizon" Internet Relay Chat Network, did knowingly and intentionally cause the transmission of a program, information, code, or command through the use of an Internet Relay Chat network known as "Yotta-byte.net," and, as a result of such conduct, intentionally caused damage without authorization to several protected computers, in particular, defendant operated a "bot-net," that is, a network of computers infected with a virus, that allowed defendant to control such computers and cause them to attack other computers by

sending high volumes of data to such target computers and causing damage by impairing the availability of such systems and losses of over \$20,000, all in violation of Title 18, United States Code, 1030(a)(5)(A)(I).

STEPHEN J. MURPHY
United States Attorney

s/Sheldon N. Light
SHELDON N. LIGHT
Assistant United States Attorney
Chief, Economic Crimes Unit

s/Terrence Berg
TERRENCE BERG
Assistant United States Attorney

Dated:

Criminal Case C

United States District Court
Eastern District of Michigan

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NOTE: It is the responsibility of the Assistant U.S. Attorney signing this form to con

Companion Case Information	Companion Case Number:
This may be a companion case based upon LCrR 57.10 (b)(4) ¹ :	Judge Assigned:
Yes No	AUSA's Initials: TB

Case Title: USA v. Jason Michael Downey

County where offense occurred : Macomb

Check One: ☒ **Felony** ☐ **Misdemeanor** ☐ **Petty**

- ☐ Indictment ___ /Information ☒ **no** prior complaint.
☐ Indictment ___ /Information ___ based upon prior complaint [Case number: _____]
☐ Indictment ___ /Information ___ based upon LCrR 57.10 (d) [Complete Superseding section below].

Superseding Case Information:

Superseding to Case No: _____ **Judge:** _____

- ☐ Original case was terminated; no additional charges or defendants.
☐ Corrects errors; no additional charges or defendants.
☐ Involves, for plea purposes, different charges or adds counts.
☐ Embraces same subject matter but adds the additional defendants or charges below:


Defendant name

Jason Michael Downey

Charges

18 U.S.C. § 1030(a)(5)(A)(i)

5/25/07
Date


Terrence G. Berg
Assistant United States Attorney

Phone number
313-226-9160